

AN ORDINANCE BY

THE PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE

AN ORDINANCE TO AMEND CHAPTER 10, ARTICLE II, DIVISION 3, SECTION 10-127, ENTITLED TEMPORARY PERMIT FOR NON-PROFIT CIVIC ORGANIZATIONS, TO INCREASE THE NUMBER OF PERMITS THAT MAY BE ISSUED TO AN ORGANIZATION IN ANY ONE CALENDAR YEAR FROM TWO TO FOUR; AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta has an interest in maintaining the health, safety and welfare of the citizens of the City of Atlanta and its visitors; and

WHEREAS, the City of Atlanta has an interest in regulating, through the lawful exercise of its police powers, the sale of alcoholic beverages within its territorial limits; and

WHEREAS, Chapter 10 of the Code of Ordinances City of Atlanta, Georgia, regulates the issuances of licenses for the consumption of alcoholic beverages on the premises; and

WHEREAS, the City of Atlanta has adopted Chapter 10, Article II, Division 3, Section 10-127 "Temporary Permit for Non-profit Civic Organizations" to provide requirements for issuance and enforcement of permits for the sale of alcoholic beverages by nonprofit organizations; and

WHEREAS, 10-127 currently prohibits the issuance of more than two permits to an organization in one calendar year; and

WHEREAS, the state of Georgia O.C.G.A. Section 3-9-3 was amended in March 2008 to increase the number of permits that may be issued to nonprofit organizations in any one calendar year; and

WHEREAS, an increase in the number of permits to four will allow more days to apply for permits in a calendar year; and

WHEREAS, the City Council of the City of Atlanta has found that it is in the City of Atlanta's best economic and charitable interests to allow nonprofit civic organizations to have the opportunity to raise more funds to assist those in need; and

WHEREAS, a potential increase in charitable fundraising would positively affect the residents of the City of Atlanta.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, as follows:

Section 1: That Chapter 10, Article II, Division 3, Section 10-127(c), of the City of Atlanta Code of Ordinances, which currently reads:

(c) Not more than two permits may be issued pursuant to this section to an organization in any one calendar year.

be deleted in its entirety and replaced with the following:

(c) Not more than **four** permits may be issued pursuant to this section to an organization in any one calendar year.

SECTION 2: All ordinances or parts of ordinances and resolutions, in conflict with this ordinance are hereby repealed, and are no longer of any force and effect.

SECTION 3: This Ordinance shall be and become effective immediately upon and after its passage and publication as required by governing law.

TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE

ATTN: GREG PRIDGEON

Legislative Counsel (Signature): Amber A. Robinson / Tressa Marryshow

Contact Number: (404) 330-6494 / (404) 330-3206

Originating Department: Department of Police

Committee(s) of Purview: Public Safety and Legal Administration

Council Deadline: Cycle 14 / August 18, 2008

Anticipated Committee Meeting Date(s): September 1, September 15, 2009

Anticipated Full Council Date: September 21, 2009

Commissioner Signature _____

Chief Procurement Officer Signature N/A

CAPTION

AN ORDINANCE TO AMEND CHAPTER 10, ARTICLE II, DIVISION 3, SECTION 10-127, ENTITLED TEMPORARY PERMIT FOR NON-PROFIT CIVIC ORGANIZATIONS, TO INCREASE THE NUMBER OF PERMITS THAT MAY BE ISSUED TO AN ORGANIZATION IN ANY ONE CALENDAR YEAR FROM TWO TO SIX TO CORRESPOND WITH STATE LAW; AND FOR OTHER PURPOSES.

Financial impact (if any): N/A

Mayor's Staff Only

Received by CPO: _____ Received by LC from CPO: _____
(date) (date)

Received by Mayor's Office: _____ Reviewed by: _____
(date) (date)

Submitted to Council: _____
(date)

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Commissioner Signature D/c George W. Jones

Chief Procurement Officer Signature N/A

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Financial impact (if any): N/A

Mayor's Staff Only

Received by CPO: _____ Received by LC from CPO: _____
(date) (date)

Received by Mayor's Office: 9/1/09 JR Reviewed by: [Signature]
(date) (date)

Submitted to Council: ~~9/1/09~~ 9/4/09
(date)